**HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY**

**WRIT PETITION NO.16804 OF 1996**

**DATE:07.02.2007**

Between:
Smt. M. Satyavani

**..... PETITIONER**

AND

D.N.R. College, Bhimavaram,
Rep. By its President and Correspondent,
Bhimavaram, West Godavari District
& two others.

**.....RESPONDENTS**

**HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY**

**WRIT PETITION NO.16804 OF 1996**

**ORDER:**

In this Writ Petition, the petitioner questioned the action of the first respondent-Management in seeking to fill up all the four existing posts of Lecturers in Physics in the first respondent College by way of direct recruitment and also for consequential direction to regularize the services of the petitioner in terms of the scheme provided in G.O.Ms.No.362, Education, dated 7.10.1994 read with G.O.Ms.No.212, Finance and Planning, dated 22.4.1994.

Heard Sri M.R.K. Choudary, learned senior counsel for the petitioner and the Government Pleader for Higher Education.

During the course of hearing, the learned Government Pleader brought to my notice the counter affidavit filed by the second respondent, wherein it is stated that G.O.Ms.No.362, dated 7.10.1994 was kept in abeyance by the Government vide G.O.Ms.No.71/CEIII.1/94-6, Education, dated 6.1.1995. The learned Government Pleader now says that reference to G.O.Ms.No.71/CEIII.1/94-6 is a mistake and it is by way of a memo and not the G.O. It is also brought to my notice that the said memo was subject-matter of challenge in a batch of Writ Petitions and that the validity of the said memo was upheld in those writ petitions. The learned senior counsel for the petitioner fairly admitted that in the present writ petition, the petitioner has not formally questioned the withdrawal of the G.O.Ms.No.362, Education, dated 7.10.1994 and he requests the Court to give the petitioner liberty to question the validity of the proceedings of the

Government in withdrawing G.O.Ms.No.362, Education, dated 7.10.1994 in appropriate proceedings. Accordingly, liberty is granted to the petitioner to question the withdrawal of G.O.Ms.No.362, Education, dated 7.10.1994.

The learned senior counsel further submitted that after filing of this writ petition by the petitioner, the first respondent addressed a letter dated 29.11.1996 to the petitioner wherein it is informed that in pursuance of the orders passed by this Court on 20.8.1996 in W.P.M.P.No.20667 of 1996, the first respondent-Management has sent proposals to the Commissioner of Collegiate Education on 26.8.1996 for regularization of the petitioner's service. The learned counsel therefore requests this Court to give a direction to the Commissioner of Collegiate of Education to consider and decide on the proposals of the first respondent College. The learned Government Pleader, however, says that she has no instructions in this regard.

Under these circumstances, I direct that if the first respondent College has sent any proposals as claimed by the petitioner in the letter, dated 29.11.1996 to the Commissioner of Collegiate Education and if the proposals are still kept pending, the Commissioner of Collegiate Education is directed to take a decision on the proposal said to have been sent by the first respondent within a period of six (6) weeks from the date of receipt of this order.

Subject to the above direction, the Writ Petition is dismissed. No costs.

C.V.NAGARJUNA REDDY, J.

07th FEBRUARY, 2007.
Note:Dispatch the order within one week.
(B/o)
Tsr